

Practitioner's Docket No.: 283_300CON2

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Ehrhart et al.

Serial No.: 10/764,741

Art Unit:

Not Assigned

Filed:

January 26, 2004

Examiner: Not Assigned

For:

AN OPTICAL READER HAVING A COLOR IMAGER

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 "EXPRESS MAIL" mailing label number EL 962599385 US.

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<u>same</u> C

Susanne C. Aregano

PRELIMINARY AMENDMENT

Sir:

Prior to examination, please amend the above-captioned patent application, without prejudice, as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 8 of this paper.

06/30/2004 ZJUHAR1 00000005 10764741

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06-28-04

PTO/SB/17 (10-03)
Approved for use through 07/3/12006. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2004

Effective 10/01/03. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27 Express Mail Label No. EL 962599385 US

TOTAL AMOUNT OF PAYMENT 18.00

| Complete if Known | | | | | |
|----------------------|------------------|--|--|--|--|
| Application Number | 10/764,741 | | | | |
| Filing Date | January 26, 2004 | | | | |
| First Named Inventor | Michael Ehrhart | | | | |
| Examiner Name | Not Assigned | | | | |
| Group Art Unit | Not Assigned | | | | |
| Attorney Docket No. | 283 300CON2 | | | | |

| METHOD OF PAYMENT (check all that apply) | | FEE CALCULATION (continued) | | | | | | | |
|---|-----------------------|--|-------------|---------------------|-------------|---|---|--|----------|
| Check Credit Card MoneyOrder Other None | | 3. ADI | ITIONAL | FEES | | | - | | |
| Deposit Account: | | Large_ | Entity | Small | Entity | | | | |
| Deposit Account | | 50-0289 | | Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description | Fee Paid |
| Number 30-0269 | | | 1051 | 130 | 2051 | 65 | Surcharge - late filing fee or oath | | |
| Deposit Account Name Wall Marjama & Bilinski LLP | | 1052 | 50 | 2052 | 25 | Surcharge - late provisional filing fee or cover sheet. | | | |
| | | 1053 | 130 | 1053 | 130 | Non-English specification | | | |
| The Director is authorized to: (check all that apply) | | 1812 | 2,520 | 1812 | 2,520 | For filing a request for ex parte reexamination | | | |
| Charge fee(s) indicated below Credit any overpayments Charge any additional fee(s) during the pendency of this application | | | 1804 | 920* | 1804 | 920* | Requesting publication of SIR prior to Examiner action | | |
| Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account. | | | 1805 | 1,840* | 1805 | 1,840* | Requesting publication of SIR after Examiner action | | |
| FEE CALCULATION | | | 1251 | 110 | 2251 | 55 | Extension for reply within first month | | |
| 1. BASIC FILING FEE | | | 1252 | 420 | 2252 | 210 | Extension for reply within second month | | |
| Large Entity | Small Entity | | | 1253 | 950 | 2253 | 475 | Extension for reply within third month | |
| | Fee Fee | Fee Description | | 1254 | 1,480 | 2254 | 740 | Extension for reply within fourth month | |
| 1 | Code (\$) 2001 385 | Litility filing for | | 1255 | 2,010 | 2255 | 1,005 | Extension for reply within fifth month | |
| | 2001 363 | Utility filing fee Design filing fee | | 1401 | 330 | 2401 | 165 | Notice of Appeal | |
| | 2003 265 | Plant filing fee | | 1402 | 330 | 2402 | 165 | Filing a brief in support of an appeal | |
| 1004 770 | 2004 385 | Reissue filing fee | | 1403 | 290 | 2403 | 145 | Request for oral hearing | |
| 1005 160 | 2005 80 | Provisional filing fee [| | 1451 | 1,510 | 1451 | 1,510 | Petition to institute a public use proceeding | |
| | s | SUBTOTAL (1) (\$) | | 1452 | 110 | 2452 | 55 | Petition to revive – unavoidable | |
| | | | | 1453 | 1,330 | 2453 | 665 | Petition to revive – unintentional | |
| 2. EXTRA CL | AIM FEES FO | OR UTILITY AND REISSU | Ė | 1501 | 1,330 | 2501 | 665 | Utility issue fee (or reissue) | |
| Fees from | | 1502 | 480 | 2502 | 240 | Design issue fee | | | |
| Total Claims 21 | | ra Claims below | 18.00 | 1503 | 640 | 2503 | 320 | Plant issue fee | |
| ! <u>∟</u> | | 718.00 | 18.00 | 1460 | 130 | 1460 | 130 | Petitions to the Commissioner | |
| Independent Claims 3 | -3* = 0 | ×0.00 = | 0.00 | 1807 | 50 | 1807 | 50 | Processing fee under 37 CFR 1.17(q) | |
| Muttiple | | | | 1806 | 180 | 1806 | 180 | Submission of Information Disclosure Stmt | |
| Multiple Dependent Large Entity | Small Entity | ×= | | 8021 | 40 | 8021 | 40 | Recording each patent assignment per property (times number of properties) | |
| Fee Fee Code (\$) | Fee Fee Code (\$) | Fee Description | | 1809 | 770 | 2809 | 385 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 1202 18 1201 86 | 2202 9 2201 43 | | excess of 3 | 1810 | 770 | 2810 | 385 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 1203 290 | 2203 145 | • | | 1801 | 770 | 2801 | 385 | Request for Continued Examination (RCE) | |
| 1204 86 | 2204 43 | over original patent | | 1802 | 900 | 1802 | 900 | Request for expedited examination of a design application | |
| 1205 18 | 2205 9 | ** Reissue claims in ex and over original pat | | Other fee (specify) | | | | | |
| SUBTOTAL (2) (\$)18.00 | | | *Reduce | d by Basic | c Filing | Fee Paic | SUBTOTAL (3) | | |
| **or number previously paid, if greater; For Reissues, see above | | | _ | | | | | | |

| SUBMITTED BY | Complete (if applicable) | | | | | | | |
|-------------------|--------------------------|-----------------------------------|--------|-----------|----------------|--|--|--|
| Name (Print/Type) | R.S. Rosenholm | Registration No. (Attorney/Agent) | 45,283 | Telephone | (315) 425-9000 | | | |
| Signature | K.S No | resoulm | | Date | June 25, 2004 | | | |

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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